



**Minutes for Meeting of  
Monday, April 25, 2005**

**Item-1: Call to Order**

Vice-Chairwoman Dorothy Leonard called the meeting to order at 12:00 noon.

**Item-2: Roll Call**

Present – Vice Chairwoman Dorothy Leonard, Commissioners Charles H. Dick Jr., April Riel, Greg Vega, and Larry Westfall.

Staff – Executive Director Stacey Fulhorst, General Counsel Cristie C. McGuire, Senior Investigator Lauri Davis, and Financial Investigator DeeDee Alari

Excused – Chairwoman Dorothy Smith and Commissioner Karen Thomas-Stefano

**Item-3: Random Drawing for Audit of 2004 Election Cycle**

Vice-Chairwoman Dorothy Leonard explained the audit selection procedures.

Elections Analyst Bonnie Stone from the City Clerk's Office conducted the random drawing of committees from the 2004 election cycle. The following committees were selected for audit:

**Candidate Controlled Committees:**

FINANCIAL ACTIVITY BETWEEN \$10,000 AND \$49,999:

Kathryn Burton for City Council  
Taxpayers Against Recall Abuse (Scott Peters)  
Friends of Bruce Williams

FINANCIAL ACTIVITY BETWEEN \$50,000 AND \$99,999:

Howard Wayne for City Council

FINANCIAL ACTIVITY OF \$100,000 OR MORE:

Mike Aguirre for City Attorney  
Friends of Toni Atkins  
Deborah Berger for City Attorney  
Peter Q. Davis for Mayor  
Donna Frye for Mayor  
Friends of Mayor Dick Murphy  
San Diegans for Scott Peters 2004  
San Diegans for Ron Roberts  
Phil Thalheimer for City Council

**Ballot Measure Committees:**

FINANCIAL ACTIVITY BETWEEN \$10,000 AND \$49,999:

Neighborhoods for Accountable Government – A Committee Against Prop F

FINANCIAL ACTIVITY OF \$100,000 OR MORE:

No on Proposition J  
Yes on Prop C, the Emergency Services Initiative

**Item-4: Approval of Commission Minutes**

**Approval of March 10, 2005, Ethics Commission Minutes**

The Commission trailed this item to its next regularly scheduled meeting.

**Item-5: Non-Agenda Public Comment**

None.

**Item-6: Commissioner Comment**

None.

**Item-7: Executive Director Comment**

Director Fulhorst reported on the retirement of the Commission's former Executive Secretary, Janet MacFarlane, and announced the recent hiring of Kathy Hunt as her replacement.

**Item-8 General Counsel Comment**

None.

**Item-9: Ethics Commission On-Line Recertification Training Program**

Director Fulhorst explained the tentative agreement reached with SDDPC regarding the completion of the on-line training application, as outlined in the letter dated April 5, 2005, from President and CEO Tom Fleming.

Motion: Accept terms of tentative agreement with SDDPC and direct staff to finalize agreement.

Moved/Seconded: Westfall/Riel

Vote: Unanimous

Excused: Smith/Stefano

**Item-10: Adjournment to Closed Session**

Vice-Chairwoman Leonard adjourned the meeting to Closed Session at approximately 12:30 p.m. She stated the Commission would reconvene into Open Session following the conclusion of Closed Session in order to report any action taken during the closed session portion of the meeting.

**Reconvene to Open Session**

Vice-Chairwoman Leonard called the meeting back into open session at approximately 2:00 p.m.

**Reporting Results of Closed Session Meeting of April 25, 2005**

Vice-Chairwoman Leonard reported the results of the Closed Session Meeting of April 25, 2005:

**Item 1 – Conference with Legal Counsel (11 Potential Matters)**

Two items were withdrawn from the agenda.

**Case No. 2004-62 – Alleged Failure to Properly Identify “Paid for By” on Mass Mailers**

Motion: Approve Stipulation

Moved/Seconded

Vote: Unanimous

Excused: Smith/Stefano

**Case No. 2004-68 – Alleged Failure to Disclose Economic Interest**

Motion: Approve Stipulation  
Moved/Seconded  
Vote: Unanimous  
Excused: Smith/Stefano

**Case No. 2004-15 – In re: Alleged Incompatible Activities and Misuse of City Position**

Motion: Dismiss  
Moved/Seconded  
Vote: Unanimous  
Excused: Smith/Stefano/Dick

**Case No. 2004-53 – In re: Alleged Contribution in Excess of Limit & Illegal Contribution from Organization**

Motion: Dismiss  
Moved/Seconded  
Vote: Unanimous  
Excused: Smith/Stefano

**Case No. 2004-56 – In re: Alleged Contribution in Excess of Limit & Alleged Illegal Contribution from Organization**

Motion: Dismiss  
Moved/Seconded  
Vote: Unanimous  
Excused: Smith/Stefano

**Case No. 2004-60 – In re: Alleged Failure to Obtain Required Contributor Information**

No reportable action.

**Case No. 2004-69 – In re: Alleged Failure to Maintain Proper Accounting Records**

No reportable action.

**Case No. 2004-70 – In re: Alleged Failure to Properly Disclose Information on Campaign Statements, Alleged Violation of Contribution Limits and Alleged Violation of Prohibition on Contributions from Organizations**

No reportable action.

**In re: San Diego Ethics Commission Final Audit Report: 2002 Lobbyist Quarterly Disclosure Reports**

Motion: To accept the audit report and take no further action.

Moved/Seconded

Vote: Unanimous

Excused: Smith/Stefano/Dick

The meeting adjourned at approximately 2:10 p.m.

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Dorothy Leonard, Vice-Chairwoman  
Ethics Commission

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Stacey Fulhorst, Executive Director  
Ethics Commission

***THIS INFORMATION WILL BE MADE AVAILABLE IN ALTERNATIVE FORMATS UPON REQUEST.***